

In accordance with
Rule 18.7 of the
Insolvency (England &
Wales) Rules 2016 and
Sections 92A, 104A and
192 of the Insolvency
Act 1986.

LIQ03

Notice of progress report in voluntary winding up



Companies House

WEDNESDAY



ACUVUSCO

A11

17/01/2024

#130

COMPANIES HOUSE

1

Company details

Company number 1 1 4 2 1 2 3 5

Company name in full Omni Energy Ltd

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2

Liquidator's name

Full forename(s) Simon

Surname Weir

3

Liquidator's address

Building name/number 2 Lakeside

Street Calder Island Way

Post town Wakefield

County/Region West Yorkshire

Postcode W F 2 7 A W

Country

4

Liquidator's name

Full forename(s)

Surname

① Other liquidator
Use this section to tell us about
another liquidator.

5

Liquidator's address

Building name/number

Street

Post town

County/Region

Postcode

Country

② Other liquidator
Use this section to tell us about
another liquidator.

LIQ03

Notice of progress report in voluntary winding up

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Period of progress report

From date	d	0	d	9	m	1	m	1	y	2	y	0	y	2	y	2
To date	d	0	d	8	m	1	m	1	y	2	y	0	y	2	y	3


7

Progress report

☒ The progress report is attached

8

Sign and date

Liquidator's signature	Signature	X		X												
Signature date	d	0	d	5	m	0	m	1	y	2	y	0	y	2	y	4

LIQ03

Notice of progress report in voluntary winding up

**Presenter information**

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **Simon Weir**Company name **DS Insolvency Limited**Address **2 Lakeside****Calder Island Way**Post town **Wakefield**County/Region **West Yorkshire**Postcode **W F 2 7 A W**

Country

DX

Telephone

**Checklist**

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.

**Important information**

All information on this form will appear on the public record.

**Where to send**

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

**Further information**

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

Omni Energy Ltd
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £	From 09/11/2022 To 08/11/2023 £	From 09/11/2022 To 08/11/2023 £
	ASSET REALISATIONS	
	Bank Interest Net of Tax	1,168.00
	Book Debts	797.09
	Cash at Bank	361,666.48
		<u>363,631.57</u>
	COST OF REALISATIONS	
	Bank Charges	30.00
	Office Holders Fees	20,000.00
	Pre Appointment Admin Fee	14,346.00
	Specific Bond	1,070.00
	Statutory Advertising	99.80
		<u>(35,545.80)</u>
	PREFERENTIAL CREDITORS	
	Preferential Creditor (Employee Claims)	181.30
(7,613.00)	Secondary Preferential Creditor (HMR)	4,278.41
		<u>(4,459.71)</u>
	UNSECURED CREDITORS	
(50,000.00)	Banks/Institutions	NIL
	First distribution 25p in £	162,722.74
(738,679.31)	Trade & Expense Creditors	NIL
		<u>(162,722.74)</u>
<u>(796,292.31)</u>		<u>160,903.32</u>
	REPRESENTED BY	
	Bank 1 Current	154,014.16
	Vat Receivable	6,889.16
		<u>160,903.32</u>



Simon Weir
Liquidator



DSI BUSINESS
RECOVERY

Your ref:

Our ref: 0010

04 January 2024

To The Creditors

Dear Sir/Madam

Omni Energy Ltd - In creditors' voluntary liquidation

Registered number: 11421235

Date of Appointment: 09/11/2022

I enclose my first annual report of this Liquidation.

Yours faithfully

Simon Weir
Liquidator

ANNUAL PROGRESS REPORT

Omni Energy Ltd - IN CREDITORS' VOLUNTARY LIQUIDATION

ANNUAL PROGRESS REPORT OF OMNI ENERGY LTD - IN CREDITORS' VOLUNTARY LIQUIDATION

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- Administration and Planning
- Enquires and Investigations
- Realisation of Assets
- Creditors
- Fees and Expenses
- Creditors' Rights
- EC Regulations
- Conclusion

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- Appendix II – Receipts and Payments account for the period 09/11/2022 to 08/11/2023
- Appendix III - Detailed list of work undertaken in the period
- Appendix IV - Time cost information for period 09/11/2022 to 08/11/2023

ANNUAL PROGRESS REPORT OF OMNI ENERGY LTD - IN CREDITORS' VOLUNTARY LIQUIDATION

EXECUTIVE SUMMARY

A summary of key information in this report is detailed below.

Assets

Asset	Estimated realise Statement Affairs	to per of	Realisations to date	Anticipated future realisations	Total anticipated realisations
Book Debts	-		797	Nil	797
Cash at Bank	361,666		361,666	Nil	361,666
Bank Interest	-		1,168	Nil	1,168
VAT refund (pre appointment)	22,358		Nil	22,358	22,358
VAT (administrator's costs)	34,812		Nil	34,812	34,812

Expenses

Expense	Amount per fees and expenses estimates	Expense incurred to date	Anticipated further expense to closure	Total anticipated expense
Liquidator's fees	30,000	26,960	5,000	30,000
Solicitors' fees	5,874	Nil	5,874	5,874
Disbursements	1,349	1,169	Nil	1,169
Category 2 Disbursements	500	815	48	863

Dividend prospects

Creditor class	Distribution / dividend paid to date	Anticipated distribution / dividend, based upon the above
Secured creditor	Paid during administration	Paid during administration
Preferential creditors	100p	100p
Unsecured creditors	25p	15p

Summary of key issues outstanding

- Awaiting VAT refund from HM Revenue & Customs in respect of pre appointment trading.
- Awaiting VAT reclaim in respect of Administrator's costs
- Payment of final dividend to unsecured creditors

Closure

Based on current information, it is anticipated that the liquidation will be concluded within the next 12 months.

ADMINISTRATION AND PLANNING

Statutory information

Statutory information may be found at Appendix I.

The Liquidator is required to meet a considerable number of statutory and regulatory obligations. Whilst many of these tasks do not have a direct benefit in enhancing realisations for the insolvent estate, they assist in the efficient and compliant progressing of the administration of the case, which ensures that work is carried out to high professional standards. A detailed list of these tasks may be found in Appendix IV.

The Liquidator has met his statutory and regulatory duties to report to creditors, as listed below. In consideration of the need for transparency and engagement with creditors, care has been taken to ensure that reports and other communications with creditors have provided useful details of the strategies pursued and the outcomes anticipated.

During the Review Period, the following key documents have been issued:

- Fee report to creditors following move from Administration to Liquidation
- This progress report;

Other administration tasks

During the Review Period, the following material tasks in this category were carried out:

- Case reviews etc.

ENQUIRES AND INVESTIGATIONS

During the Review Period, the Liquidator carried out an initial review of the Company's affairs in the period prior to appointment. This included seeking information and explanations from the director(s) (and senior employees) by means of questionnaires; making enquiries of the Company's accountants; reviewing information received from creditors; and collecting and examining the Company's bank statements, accounts and other records.

The information gained from this process enabled the Liquidator to meet his statutory duty to submit a confidential report on the conduct of the directors (past and present) to the Insolvency Service.

This work was also carried out with the objective of making an initial assessment of whether there were any matters that may lead to any recoveries for the benefit of creditors. This would typically include any potential claims which may be brought against parties either connected to or who have past dealings with the Company.

This initial assessment has been completed and the Liquidator did not identify any further assets or actions which might lead to a recovery for creditors.

REALISATION OF ASSETS

Bank Interest

Bank Interest of £1,168 has been received.

ANNUAL PROGRESS REPORT OF OMNI ENERGY LTD - IN CREDITORS' VOLUNTARY LIQUIDATION

VAT on Administrator's Costs

A total of £34,812 is receivable on Administrator's costs. This has not been received to date.

Book Debts

A sundry receipt of £797 has been received. No further realisations are anticipated in this regard.

Recoverable VAT

A VAT return was submitted by the Administrator for the final period of trading and a refund of £22,358 was anticipated. This amount is still yet to be received. Correspondence with HM Revenue & Customs remains ongoing.

Transactions with connected parties

Since appointment, a sale to a connected party has not occurred.

CREDITORS

Irrespective of whether sufficient realisations are achieved to pay a dividend to creditors, the Liquidator has had to carry out key tasks which are detailed in the list at Appendix III. The following sections explain the anticipated outcomes to creditors and any distributions paid.

Secured creditors

The Company's secured creditor was paid in full during the Administration.

Preferential creditors

Employee claims

A claim has been received from Redundancy Payments Service in respect of unpaid employee pension contributions of £181, which has been paid in full.

HM Revenue & Customs

A claim was received from HM Revenue & Customs in the sum of £4,278 which has been paid in full.

Unsecured creditors

Unsecured creditors were estimated to be owed £673,535. Claims of £655,000 were received by the deadline for claims on 12 June 2023. A first dividend of 25p in the £ was paid to creditors on 24 July 2023.

Since this date, a claim has been received and admitted by the liquidator in the sum of £265,462. To date, a first distribution has not been paid to this creditor.

Total creditor claims to date total £916,353.

Future dividend prospects

If the above VAT refund is received, a further distribution of approximately 15p in the £ will be paid to unsecured creditors. If this refund cannot be recovered, it is anticipated that creditors will receive a further distribution of approximately 13p in the £, based on creditor claims of £916,353.

FEES AND EXPENSES

Administrator's outstanding fees

On 09 December 2022, creditors approved the Administrator's outstanding remuneration balance of £14,346 be paid as an expense of the liquidation. This balance has now been paid in full.

THE LIQUIDATOR'S FEES

It is the firm's practice to ensure that work is conducted by the appropriate staff member at the appropriate level of experience. Junior members of staff deal with the day to day administration on cases and a manager and directors then oversees the work undertaken. Where the issues are complex and litigious, the work will be closely supervised or undertaken by a director.

The basis of the Liquidator's fees was approved by creditors on 09 December 2022 on a time cost basis up to the fee estimate of £30,000.

The time costs for the period 09/11/2022 to 08/11/2023 total £26,960. The sum of £20,000 has been drawn on account of time costs incurred. The time costs for the period are detailed at Appendix IV. It is anticipated that time costs will total £30,000 and the balance drawn at the conclusion of the liquidation. If time costs exceed this amount, the liquidator does not propose to seek a further fee increase.

Having regard for the costs that are likely to be incurred in bringing this Liquidation to a close, the Liquidator considers that:

- the original fees estimate of £30,000 is unlikely to be exceeded; and
- the original expenses estimate is likely to be exceeded in respect of category 2 disbursements.

Disbursements

The category 1 disbursements paid for in the period total £1,169 are detailed at Appendix II and represent the simple reimbursement of actual out of pocket payments made in relation to the assignment. These payments consist of £1,070 in respect of Specific Bond and Statutory Advertising of £99.

Category 2 disbursement costs incurred to date total £815. These costs are yet to be discharged.

A copy of 'A Creditors' Guide to Fees' together with the firm's charge-out rate and disbursement policy may be found at www.dsinsol.com. A hard copy may be obtained upon request to info@dsinsol.com.

Other professional costs

ANNUAL PROGRESS REPORT OF OMNI ENERGY LTD - IN CREDITORS' VOLUNTARY LIQUIDATION

There have been no other professional costs paid to date.

CREDITORS' RIGHTS

An unsecured creditor may, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the Liquidator's remuneration and expenses, within 21 days of receipt of this report. Any secured creditor may request the same details in the same time limit.

An unsecured creditor may, with the permission of the court or with the concurrence of 10% in value of the creditors (including the creditor in question), apply to court to challenge the amount and/or basis of the Liquidator's fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

EC REGULATIONS (WHETHER PROCEEDINGS ARE MAIN PROCEEDINGS OR TERRITORIAL)


The Company's centre of main interest was in Regents Court, 39a Harrogate Road, Leeds, LS7 3PD and therefore it is considered that the EC Regulations apply. These proceedings are main proceedings as defined in Article 3 of the EC Regulation.

CONCLUSION

The administration of the case will be continuing to finalise the following outstanding matters that are preventing this case from being closed:

- Awaiting VAT refund from HM Revenue & Customs in respect of pre appointment trading
- Awaiting VAT reclaim in respect of Administrator's costs
- Payment of final dividend to unsecured creditors

If you require any further information, please contact this office.

Signed 
Simon Weir
Liquidator
04 January 2024

ANNUAL PROGRESS REPORT OF OMNI ENERGY LTD - IN CREDITORS' VOLUNTARY LIQUIDATION

Appendix I

Statutory Information

Company Name	Omni Energy Ltd
Former Trading Name	
Company Number	11421235
Registered Office	2 Lakeside, Calder Island Way, Wakefield, West Yorkshire, WF2 7AW
Office holders	Simon Weir
Office holders' address	DSI Business Recovery, 2 Lakeside, Calder Island Way, Wakefield, WF2 7AW
Date of appointment	09 November 2022

Appendix II

Receipts and Payments account for the period 09/11/2022 to 08/11/2023

Omni Energy Ltd
(In Liquidation)
Liquidator's Summary of Receipts and Payments
To 08 November 2023

RECEIPTS	Statement of Affairs (£)	Total (£)
Book Debts		797.09
Cash at Bank		361,666.48
Bank Interest Net of Tax		1,168.00
		<hr/>
		363,631.57

PAYMENTS

Specific Bond		1,070.00
Pre Appointment Admin Fee		14,346.00
Office Holders Fees		20,000.00
Statutory Advertising		99.80
Bank Charges		30.00
Preferential Creditor (Employee Claims)		181.30
Secondary Preferential Creditor (HMRC)	(7,613.00)	4,278.41
Trade & Expense Creditors	(738,679.31)	0.00
Banks/Institutions	(50,000.00)	0.00
First distribution 25p in £		162,722.74
		<hr/>
		202,728.25
		<hr/>
Net Receipts/(Payments)		160,903.32

MADE UP AS FOLLOWS

Bank 1 Current	154,014.16
VAT Receivable / (Payable)	6,889.16
	<hr/>
	160,903.32



Simon Weir
Liquidator

ANNUAL PROGRESS REPORT OF OMNI ENERGY LTD - IN CREDITORS' VOLUNTARY LIQUIDATION

Appendix III

Detailed list of work undertaken for Omni Energy Ltd in Creditors' Voluntary Liquidation for the review period 09/11/2022 to 08/11/2023

Below is detailed information about the tasks undertaken by the Liquidators.

General Description	Includes
Statutory and General Administration	
Statutory/advertising	Filing of documents to meet statutory requirements including annual receipts and payments accounts Annual corporation tax returns Quarterly VAT returns Advertising in accordance with statutory requirements Bonding the case for the value of the assets
Documents maintenance/file review/checklist	Filing of documents Periodic file reviews documenting strategy Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards Maintenance of statutory and case progression task lists/diaries Updating checklists
Bank accounts administration	Preparing correspondence opening and closing accounts Requesting bank statements Bank account reconciliations Correspondence with bank regarding specific transfers Maintenance of the estate cash book Banking remittances and issuing cheques/BACS payments
Planning / Review	Discussions regarding strategies to be pursued Meetings with team members and independent advisers to consider practical, technical and legal aspects of the case
Books and records storage	Dealing with records in storage Sending job files to storage
Pension scheme	Identifying whether there is a pension scheme Submitting the relevant notices if a pension scheme is identified Instructing agents to wind up any pension scheme Liaising and providing information to be able to finalise winding up the pension scheme
Reports	Circulating initial report to creditors upon appointment Preparing annual progress report, investigation and general reports to creditors Disclosure of sales to connected parties
Creditors decisions	Preparation of decision procedure notices, proxies/voting forms and advertisements Notice of decision procedure to all known creditors Collate and examine proofs and proxies/votes to conclude decisions For virtual or physical meetings: preparation of meeting file, including agenda, certificate of postage, attendance register, list of creditors, reports to creditors, advertisement of meeting and draft minutes of meeting Responding to queries and questions following decisions
Investigations	
SIP2 Review	Collection and making an inventory of company books and records Correspondence to request information on the company's dealings, making further enquiries of third parties Reviewing questionnaires submitted by creditors and directors Reconstruction of financial affairs of the company Reviewing company's books and records Preparation of deficiency statement Review of specific transactions and liaising with directors regarding certain transactions Liaising with the committee/creditors or major creditors about further action to be taken
Statutory reporting on conduct of Director(s)	Preparing statutory investigation reports Liaising with Insolvency Service Submission of report with the Insolvency Service Preparation and submission of supplementary information if required Assisting the Insolvency Service with its investigations
Realisation of Assets	
Cash at Bank	Liaising with bank regarding credit balance moved from Administration
Book Debts	Dealing with sundry book debts
Insurance	Identification of potential issues requiring attention of insurance specialists Correspondence with insurer regarding initial and ongoing insurance requirements Reviewing insurance policies

ANNUAL PROGRESS REPORT OF OMNI ENERGY LTD - IN CREDITORS' VOLUNTARY LIQUIDATION

General Description	Includes
	Correspondence with previous brokers
Creditors and Distributions	
Creditor Communication	<p>Receive and follow up creditor enquiries via telephone</p> <p>Review and prepare correspondence to creditors and their representatives via facsimile, email and post</p> <p>Assisting employees to pursue claims via the RPO</p> <p>Corresponding with the PPF and the Pensions Regulator</p>
Dealing with proofs of debt (POD)	<p>Receipting and filing POD when not related to a dividend</p> <p>Corresponding with RPO regarding POD when not related to a dividend</p>
Processing proofs of debt	<p>Preparation of correspondence to potential creditors inviting submission of POD</p> <p>Receipt of POD</p> <p>Adjudicating POD</p> <p>Request further information from claimants regarding POD</p> <p>Preparation of correspondence to claimant advising outcome of adjudication</p> <p>Seeking solicitors' advice on the validity of secured creditors' claims and other complex claims</p>
Dividend procedures	<p>Agreeing allocation of realisations and costs between fixed and floating charges</p> <p>Paying distribution to secured creditors and seeking confirmation of discharged claims</p> <p>Preparation of correspondence to creditors advising of intention to declare distribution</p> <p>Advertisement of notice of proposed distribution</p> <p>Preparation of distribution calculation</p> <p>Preparation of correspondence to creditors announcing declaration of distribution</p> <p>Preparation of cheques/BACS to pay distribution</p> <p>Preparation of correspondence to creditors enclosing payment of distribution</p> <p>Seeking unique tax reference from HMRC, submitting information on PAYE/NI deductions from employee distributions and paying over to HMRC</p> <p>Dealing with unclaimed dividends</p>

Appendix IV

Time cost information for period 09/11/2022 to 08/11/2023

Time Entry - SIP9 Time & Cost Summary

O010 - Omni Energy Ltd
All Post Appointment Project Codes
To: 08/11/2023

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	25.75	16.85	0.00	4.50	47.10	14,012.50	297.51
Case Specific Matters	6.30	0.00	0.00	5.35	11.65	3,141.25	269.64
Creditors	18.75	6.15	0.00	3.60	28.50	8,730.00	306.32
Investigations	0.00	0.00	0.00	2.15	2.15	378.25	175.00
Realisation of Assets	2.00	0.00	0.00	0.00	2.00	700.00	350.00
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	52.80	23.00	0.00	15.60	91.40	26,960.00	294.97
Total Fees Claimed						0.00	
Total Disbursements Claimed						0.00	